

TIMOTHY M. BURGESS
United States Attorney

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Attorney for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

ELISHA SHEPHERD,

Plaintiff,

v.

MILTON J. JAKEWAY and the
UNITED STATES OF AMERICA,

Defendants.

Case No. 3:01-cv-333-JKS

**DEFENDANTS' FINAL WITNESS
LIST**

In accordance with the scheduling and planning order Defendant, through counsel, submits the following list of the names, and where available to the defense, the last known addresses and telephone numbers of potential witnesses in this case:

1. Michael Wisel
Former Military Police Investigator
2252 Knoll Circle
Anchorage, AK 99501
(907) 677-3589

Investigator Wisel responded to Shepherd residence on November 18, 2000. He was the primary investigator for the incident. He was present when Mr. Jakeway viewed the videotape.

2. Angela G. Birt, CW3
11th MP Bn (CID)
Building 2201, Support Ave.
Fort Hood, TX 76542
(254) 288-0859 Wk

Agent Birt was the agent in charge and Agent Jakeway's supervisor during the events on November 18, 2000. She was present at the Shepherd residence when the videotape was discovered and viewed. She gave Jakeway permission to view the tape.

3. Milton Jakeway
c/o United States Attorney's Office
222 W. 7th Ave., Rm. 253
Anchorage, AK 99501

Agent Jakeway is the Defendant in this case.

4. SGT David C. Kuhns
891 Crescent Commons Way
Apt. 205
Fayetteville, NC 28314
(910) 987-5156

SGT Kuhns contacted the Military Police on November 18, 2000 in response to Plaintiff's call for help. He spoke to Charles Shepherd and Elisha the night of the suicide attempt.

5. Melissa Kuhns
4108 East Jelinek Ave.
Weston, WI 54476
(715) 298-1050

Mrs. Kuhns had been watching the Plaintiff's children prior to the disturbance at the Plaintiff's residence on November 18, 2000 and was the individual whom Plaintiff called for help. She witnessed events before the MPs arrived and spoke to the Plaintiff after the event.

6. Elisha Shepherd
c/o Yale Metzger
Law Offices of Yale H. Metzger
425 G Street, Suite 510
Anchorage, AK 99501

7. SPC Charles Shepherd
506B Richardson Dr.
Fort Richardson, AK 99505
(907) 384-0677

SPC Shepherd is Plaintiff's husband and the individual who attempted to commit suicide on November 18, 2000.

8. Pam Scott
c/o S.T.A.R.
1057 W. Fireweed Lane
Anchorage, Alaska 99502

Ms. Scott was a counselor that plaintiff saw for her emotional distress.

9. David J. Sperbeck, Ph.D.
2530 DeBarr Road
Anchorage, Alaska 99508
(907) 563-8816

Dr. Sperbeck is an expert psychologist. He is retained to perform an independent medical examination on the plaintiff and to testify as to his findings pertaining to her claims of psychological damage.

10. All of Plaintiff's witnesses.
11. Any rebuttal witnesses.
12. Any witness needed to authenticate documents.
13. Any other witness whose identities are revealed through discovery.

Respectfully requested this 10th day of January, 2006, in Anchorage, Alaska.

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s/Richard L. Pomeroy
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CERTIFICATE OF SERVICE

I hereby certify that on January 10, 2006,
a copy of the foregoing Defendant's
Final Witness List was served
electronically on Yale H. Metzger.

via US mail on

LeRoy E. DeVeaux
DeVeaux & Associates
701 W. 41st Avenue, Suite 201
Anchorage, AK 99503-6604

s/ Richard L. Pomeroy

Defendants' Final Witness List
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